

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

JAMES ORR,  
Petitioner,

vs

Case No. 1:11-cv-919

Barrett, J.  
Bowman, M.J.

WARDEN, LEBANON CORRECTIONAL  
INSTITUTION,  
Respondent.

**ORDER**

This *pro se* habeas corpus action brought pursuant to 28 U.S.C. § 2254 is before the court on petitioner's motion, in which petitioner requests the issuance of an order compelling the respondent to produce the "complete Trial Transcript, including the Victim[] Impact Statement of the alleged Victim, which was read into the Record." (Doc. 11). Respondent opposes petitioner's motion. (Doc. 12). In a separate Report and Recommendation issued this date, the undersigned has recommended that the petitioner's § 2254 petition be dismissed with prejudice because the petition is time-barred. Therefore, petitioner's motion to compel the production of the complete trial transcript (Doc. 11) is **DENIED** as moot.

**IT IS SO ORDERED.**

/s/Stephanie K. Bowman

United States Magistrate Judge